Application Number		10/669,818	illor No.	Re	eexamination LETCHER ET AL.			
Document Code - DISQ Int			Internal Document – DO NOT MAIL					
TERMINAL DISCLAIMER		APPROVED			☐ DISAPPROVED			
Date Filed : September 5, 2007		This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:								
Henry D. Jefferson								

U.S. Patent and Trademark Office

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			11-Sep-07	APPL. S. N:	10669818				
To Exam	iner:		VILLECCO, JOHN	Art Unit	2622				
From			Ward, Karen PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68				
SUBJEC [.]	r: Decisio	n on Terminal	Disclaimer(T.D.) filed:						
form par or have a	agraphs io any quest	dentified by th ions, please se	ils informal memo in your next O se me or the Special Program Ex	sults as set forth below. If you ag ffice action to notify applicant of aminer. THIS IS AN INFORMAL, I RECORD IN THE APPLICATION FII	the T.D. If you disagree				
please in	itial, date	and return th	is memo to me. THANK YOU.						
V	The T.D.	is PROPER an	d has been recorded (see 14.23)	,					
	The T.D.	is NOT PROPE	R and has not been accepted for	the reason(s) checked below (se	ee 14.24):				
		The TD fee of use of a depo		d nor is there any authorization i	n the application file for the				
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
		The person who signed the T.D.:							
		is no	ot an attorney "of record" (see 14	4.29 and 14.29.01).					
		has	failed to state his/her capacity to	sign for the business entity (see	e 14.28).				
		is no	ot recognized as an officer of the	assignee (see 14.29 & possible 1	14.29.02).				
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).							
		The T.D. is no	ot signed (see 14.26 & 14.26.03)						
	Г	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).							
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).							
	F	The period dis	sclaimed is incorrect or not speci	fied (see 14.26, 14.27.02 or 14.2	26.03).				
		Other:							
		Suggestion to and do not ch	request refund (see 14.36). NO neck this item.	TE: If already authorized, credit	refund to deposit account				
I have ap	propriate	ly notified app	plicant(s) of the status of the Ter	minal Disclaimer filed in this case	··				
Ex.Initial	s:	Date	e:		Log Date:				

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fletcher et al. Atty Dkt: 2686/130 Serial No.: 10/669,818 Art Unit: 2622

Date Filed: September 24, 2003 Examiner: Villecco, John M. Invention: Method, Device and Computer Date: September 5, 2007

Program Product for Image Stabilization Using Color Matching

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION (37 C.F.R. § 1.321(c))

Identification of Person(s) Making This Disclaimer

I, John J. Stickevers, represent that I am the attorney of record.

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is the whole of this invention.

DISCLAIMER (Obviousness-Type Double Patenting Rejection Over Prior Patents)

Petitioner hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application, which would extend beyond the expiration date of Patent No. 6,654,049 as presently shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. Sections 154 to 156 and 173 of the patent forming the basis of the double patenting rejection, namely, Patent No. 6,654,049, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. Section 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

DISCLAIMER FEE (37 C.F.R. § 1.20(d))

Other than a small entity--fee \$130.00.

FEE PAYMENT

Authorization is hereby made to charge the amount of \$130.00 to Deposit Account No. 19-4972.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

Date: September 5, 2007 /John. J. Stickevers, #39,387/

John J. Stickevers Registration No. 39,387 Bromberg & Sunstein LLP

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